SEVENTH DAY

(Wednesday, February 1, 1989)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos. Bivins. Brooks. Brown, Caperton, Carriker, Dickson, Edwards, Glasgow, Green, Haley, Harris, Henderson, Johnson, Krier, Leedom, McFarland, Montford, Parmer, Ratliff, Sims, Tejeda, Truan, Uribe, Washington, Whitmire, Zaffirini.

Absent-excused: Lyon, Parker, Santiesteban.

A quorum was announced present.

Senate Doorkeeper Jim Morris offered the invocation as follows:

Lord of all, on this day grant that we will respect and accept others and strive always to give more than we demand. Make our work today a challenge—the progress steady and the results acceptable. Be our unseen companion in all our activities and to remember who and whose we are. In our Father's name. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Lyon was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Parker was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Santiesteban was granted leave of absence for today on account of important business on motion of Senator Brooks.

REPORTS OF STANDING COMMITTEES

Senator McFarland submitted the following report for the Committee on Criminal Justice:

S.B. 211 S.B. 12 S.B. 48 S.B. 208 S.B. 209 S.B. 210 C.S.S.B. 26 C.S.S.B. 130

Senator Parmer submitted the following report for the Committee on Intergovernmental Relations:

S.B. 223 S.B. 220 (Amended) S.B. 221 (Amended) C.S.S.B. 8 Senator Edwards submitted the following report for the Committee on Nominations:

We, your Committee on Nominations, to which were referred the attached appointments, have had same under consideration, and report them back to the Senate for final consideration.

To be Members of the TEXAS EMPLOYMENT COMMISSION: Charles Edward Haddock, Kaufman County; James J. Kaster, Travis County.

To be a Member of the TEXAS NATIONAL RESEARCH LABORATORY COMMISSION: Thomas W. Luce III, Dallas County.

To be DISTRICT ATTORNEY OF THE 76TH JUDICIAL DISTRICT, CAMP, MORRIS, AND TITUS COUNTIES: Charles Craig Bailey, Titus County.

To be CRIMINAL DISTRICT ATTORNEY OF HARRISON COUNTY: Richard L. Berry, Jr., Harrison County.

To be CRIMINAL DISTRICT ATTORNEY OF VAN ZANDT COUNTY: Robert T. Cornelius, Van Zandt County.

To be CRIMINAL DISTRICT ATTORNEY OF TAYLOR COUNTY: James Martin Eidson, Taylor County.

To be CRIMINAL DISTRICT ATTORNEY OF McLENNAN COUNTY: Paul E. Gartner, Jr., McLennan County.

To be CRIMINAL DISTRICT ATTORNEY OF JASPER COUNTY: Guy James Gray, Jr., Jasper County.

To be CRIMINAL DISTRICT ATTORNEY OF POLK COUNTY: Donald McDade Keith, Polk County.

To be CRIMINAL DISTRICT ATTORNEY OF JACKSON COUNTY: Mrs. Wanda Sells Kubecka, Jackson County.

To be DISTRICT ATTORNEY OF THE 143RD JUDICIAL DISTRICT, REEVES, WARD AND LOVING COUNTIES: Hal Rhea Upchurch, Ward County.

To be JUDGE OF THE 285TH JUDICIAL DISTRICT COURT, BEXAR COUNTY: Judge Michael P. Peden, Bexar County.

To be JUDGE OF THE 168TH JUDICIAL DISTRICT COURT, EL PASO COUNTY: Judge Jose E. Troche, El Paso County.

To be Members of the AIR CONDITIONING AND REFRIGERATION CONTRACTORS ADVISORY BOARD: Ralph David Becker, Harris County; Henry Caesar Brown, Jr., Fort Bend County; George William Carpenter, Lubbock County; Roger S. Davidson, Dallas County; John Edward Pierce, Jones County; Mrs. Martha Walker, Ellis County; Joseph Conrad Zern, Travis County.

To be Members of the ANTIQUITIES COMMITTEE: Dr. Thomas William Cutrer, Travis County; Mrs. Anne E. Fox, Bexar County; Kenneth D. Perry, Brewster County.

To be Members of the DAIRY ADVISORY BOARD: Foster Brewer, Cherokee County; Ben Long, Jr., Parker County; Harvey Lee Richards, Cameron County.

To be Members of the EGG MARKETING ADVISORY BOARD: Roderick L. Benner, Comal County; Jack Wilson Evans, Jr., Collin County; Kervin E. Jacob, Harris County; David Mark Jenkins, Fayette County; Hobert H. Joe, Harris

County: Terry Alan Legan, Tarrant County; Ernest A. Mahard, Denton County; Emil W. Plasek, McLennan County; Kenneth R. Vaughan, Bexar County.

To be Members of the FAMILY FARM AND RANCH ADVISORY COUNCIL: Ted F. Conover, Smith County; Leslie Allen Eubank, Lubbock County; Michael Carroll Harder, Hale County.

To be Members of the TEXAS BOARD OF LAND SURVEYING: George Henry "Hank" Clements III, Dallas County, Arthur W. Osborn, Smith County.

To be Members of the SAN JACINTO HISTORICAL ADVISORY BOARD: Mrs. Helen Alexander, Harris County; Cecil D. Ghormely, Harris County.

To be Members of the TEXAS STRUCTURAL PEST CONTROL BOARD: Virgil C. Adams. Sr., Denton County; Charles K. "Buddy" Glasse, Galveston County; Rayford G. Kay, Harris County; Nester M. Macho, Dallas County; David Melass, Brazoria County; Ms. Glenda Musser-Kratzer, Bexar County; Richard M. Rogers, Dallas County.

MESSAGE FROM THE HOUSE

House Chamber February 1, 1989

HONORABLE W. P. HOBBY PRESIDENT OF THE SENATE

SIR: I am directed by the House to inform the Senate that the House has passed the following:

- S.C.R. 28. Declaring Lord Mayor Steve Condous, Lady Mayoress Angela Condous. Councillor Brian Anders, and Geoff Wagner to be Honorary Texans.
 - S.C.R. 27, Declaring February 1, 1989, to be City of Austin Day.
- H.C.R. 20, Authorizing the YMCA to use the House and Senate chambers for its Youth and Government Program.

Respectfully,

BETTY MURRAY, Chief Clerk House of Representatives

RESOLUTIONS SIGNED

The President announced the signing in the presence of the Senate the following enrolled resolutions:

H.C.R. 8 H.C.R. 10 H.C.R. 27

SENATE BILLS AND RESOLUTIONS ON FIRST READING

The following bills and resolutions were introduced, read first time and referred to the Committee indicated:

S.J.R. 16 by Henderson Intergovernmental Relations Proposing a constitutional amendment to permit the voters of Harris County to abolish the office of county surveyor in that county.

S.C.R. 32 by Brooks. Leedom, Parmer Health and Human Services Expressing support for the continuation and expansion of programs that provide health care and personal care services for elderly Texans in home and community settings.

S.B. 319 by Green

Economic Development

Relating to liability insurance requirements for persons engaged in activities relating to fire extinguisher and fixed fire extinguisher systems, fire alarm and fire detection devices and systems, fire protection sprinkler systems, and fireworks.

S.B. 320 by Green

Economic Development

Relating to education about and investigation of fires.

S.B. 321 by Green

Economic Development

Relating to handling, storage, and use of flammable liquids at retail service stations.

S.B. 322 by Green

Criminal Justice

Relating to the disposition of stolen property.

S.B. 323 by Green

Economic Development

Relating to the regulation of plumbers.

S.B. 324 by Green

Intergovernmental Relations

Relating to the payment by municipalities of hospitalization costs for peace officers and fire fighters permanently incapacitated during the course of duty.

S.B. 325 by Green

Economic Development

Relating to the regulation of certain activities concerning portable fire extinguishers and fixed fire extinguisher systems, fire detection and fire alarm devices and systems, and fire protection sprinkler systems.

S.B. 326 by Sims

Natural Resources

Relating to the length of the primary term of oil and gas leases issued on Permanent University Fund Lands by the Board of Lease for University Lands.

S.B. 327 by Caperton

Jurisprudence

Relating to the establishment, enforcement, and collection of child support and to the establishment of paternity.

S.B. 328 by Tejeda

Intergovernmental Relations

Relating to the imposition of an optional county motor vehicle registration fee.

S.B. 329 by Harris

Economic Development

Relating to the regulation of persons who practice public accountancy; providing penalties.

Jurisprudence

S.B. 330 by Caperton, Krier, Johnson, Zaffirini Relating to the provision for spousal maintenance after the dissolution of certain marriages or putative marriages and providing enforcement procedures.

S.B. 331 by Henderson

Intergovernmental Relations

Relating to the designation of certain county toll roads as controlled access toll roads.

S.B. 332 by Edwards, Truan

Health and Human Services

Relating to criminal history checks of employees of certain facilities that provide services to the elderly or disabled and that are licensed by the Texas Department of Health; providing a penalty.

S.B. 333 by Truan

Natural Resources

Relating to the Texas Water Resources Finance Authority, and to the repeal of its creating and concomitant legislation.

S.B. 334 by Henderson

Economic Development

Relating to the transaction of business by certain domestic insurance companies with defined clearing corporations.

S.B. 335 by Dickson

Health and Human Services

Relating to the creation, administration, powers, duties, operation, and financing of the McCulloch County Hospital District; authorizing a tax; granting the authority to issue bonds; and granting the power of eminent domain.

CO-AUTHOR OF SENATE CONCURRENT RESOLUTION 32

On motion of Senator Brooks and by unanimous consent, Senator Leedom will be shown as Co-author of S.C.R. 32.

CO-AUTHOR OF SENATE BILL 330

On motion of Senator Caperton and by unanimous consent, Senator Krier will be shown as Co-author of S.B. 330.

CO-AUTHOR OF SENATE BILL 90

On motion of Senator Montford and by unanimous consent, Senator Brown will be shown as Co-author of S.B. 90.

GUEST PRESENTED

Senator Armbrister was recognized and presented Dr. Bert D. Garrett of La Grange.

Dr. Garrett, participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians, was welcomed by the Senate and received an expression of gratitude for his service today.

HOUSE CONCURRENT RESOLUTION 22

The President laid before the Senate the following resolution:

WHEREAS, The Texas Legislature is proud to add its support for congressional legislation providing that the Congressional Medal of Honor be awarded posthumously to Dorris Miller for exceptional acts of bravery during World War II; and

WHEREAS. On December 7, 1941, Mr. Miller, a black man, was stationed at Pearl Harbor aboard the U.S.S. West Virginia when the ship came under attack by Japanese aircraft; a native of Waco, Texas, the young seaman was enlisted as a mess steward, the only duty then available to blacks in the Navy; and

WHEREAS, With his ship's captain severely wounded, Seaman Miller risked his own life to drag the injured officer to a safer location where he could continue to receive reports and issue commands; when the captain eventually lost consciousness, Miller bravely manned one of the ship's machine guns; and

WHEREAS, Although he had no prior training in machine gun operation, the courageous young seaman managed to down two Japanese planes before he was ordered to abandon the sinking vessel; and

WHEREAS. In 1943, Dorris Miller was killed along with 700 of his crewmen when a Japanese torpedo sank the light aircraft carrier on which he was serving; and

WHEREAS, Although Seaman Miller's actions were undeniably heroic, the racial climate of the era prevented his heroism from being fully recognized; although a total of 167,000 blacks served in the Navy during World War II, by the end of the war fully 90 percent were still serving as mess stewards; moreover, no black soldier was awarded the Congressional Medal of Honor, our nation's highest accolade, during either World War I or II; and

WHEREAS, In Seaman Miller's case, his remarkable actions were not disclosed until weeks after the attack and were initially acknowledged with only a letter of commendation; in May 1942, Admiral Chester W. Nimitz personally upgraded the award to a Navy Cross, the service's second highest honor; 40 years

later, Dorris Miller received belated recognition when a Knox-class frigate was named in his honor; and

WHEREAS, The Congressional Medal of Honor may be rightfully awarded to any military person who "... distinguishes himself conspicuously by gallantry and intrepidity at the risk of his life, above and beyond the call of duty ..."; although nearly half a century has passed since the attack, Seaman Miller's courageous actions at Pearl Harbor endure in the hearts of many citizens, both black and white; his exceptional heroism on that day indeed merits our nation's highest honor; now, therefore, be it

RESOLVED, That the 71st Legislature of the State of Texas hereby honor the life and heroism of Seaman Dorris Miller and request the Congress of the United States to enact legislation permitting him to be awarded posthumously the Congressional Medal of Honor; and, be it further

RESOLVED, That the Texas secretary of state forward official copies of this resolution to the president of the United States, to the speaker of the house of representatives and the president of the senate of the United States Congress, and to all members of the Texas delegation to the Congress, with the request that this resolution be officially entered in the Congressional Record as a memorial to the Congress of the United States of America.

The resolution was read.

On motion of Senator Washington and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Johnson and by unanimous consent, the resolution was considered immediately and was adopted by a rising vote of the Senate.

GUEST PRESENTED

Senator Sims was recognized to introduce Mrs. LaNelle Hayes.

Mrs. Hayes, retired from the Secretary of State's Office after many years of devoted duty, was escorted to the President's Rostrum by Senator Sims.

The President presented to her an enrolled copy of S.C.R. 10, adopted by the Senate on January 16, 1989.

GUESTS PRESENTED

Upon recognition, Senator Barrientos introduced distinguished guests from Austin's Sister City, Adelaide, South Australia. These guests, Lord Mayor Steve Condous, Lady Mayoress Angela Condous, Councillor Brian Anders and Geoff Wagner were escorted to the President's Rostrum.

The President welcomed them and presented an enrolled copy of S.C.R. 28, adopted by the Senate on January 30, 1989.

SENATE RESOLUTION 65

Senator Truan offered the following resolution:

WHEREAS, The Travis County Bar Association will unveil the portrait of Ralph Webster Yarborough on February 3, 1989, at 11 o'clock a.m., in the 53rd District Courtroom of the Travis County Courthouse, honoring his service as judge of that court, first by appointment of Governor James V. Allred, on December 23, 1935, and later by election of the people of Travis County; and

WHEREAS, Ralph Webster Yarborough has served the people of Texas with great distinction and devotion in many official capacities, first as an Assistant

Attorney General of Texas, in which position he wrote the opinion claiming for the Permanent School Fund an interest in all bonuses paid for oil and gas leases on state school land; he then represented the state in the landmark case of Magnolia Petroleum Co. v. Walker, 83 S.W.2d 929 (Tex. 1935), which sustained an opinion he wrote as Assistant Attorney General, resulting in more than one billion dollars being paid into the Texas Permanent School Fund; he subsequently served as a member of the original Board of Directors of the Lower Colorado River Authority, as District Judge of the 53rd Judicial District in and for Travis County, as a member of the Board of Law Examiners, as a United States Senator by election of the people of Texas for 13 years, and as a member of the Constitutional Revision Commission; and

WHEREAS, Ralph Webster Yarborough is currently serving as a member of the Texas State Library and Archives Commission by appointment of Governor Mark White; now, therefore, be it

RESOLVED by the Senate of the State of Texas, 71st Legislature, That the long and distinguished public career of Ralph Webster Yarborough be hereby commended to all Texans as an exemplary standard of selfless dedication to the common good above all consideration of private gain; and, be it further

RESOLVED, That a copy of this Resolution be prepared for Ralph Webster Yarborough as an expression of highest esteem from the Texas Senate for consistently upholding the highest ideals and noblest traditions of the great Texans whose lives shaped his public career and in whose political tradition he followed, including Sam Houston, James Stephen Hogg, and James V. Allred.

TRUAN BARRIENTOS

The resolution was read and was adopted viva voce vote.

GUESTS PRESENTED

Senator and Mrs. Yarborough were escorted to the President's Rostrum by Senators Truan and Barrientos.

The President presented to Senator Yarborough an enrolled copy of S.R. 65. Mr. William D. Gooch, Director of the Texas State Library and Archives, presented to Senator Yarborough a certified copy from the Secretary of State's log book denoting Senator Yarborough's appointment to the 53rd Judicial District Court in 1935.

Senator Yarborough responded to his warm welcome from the Senate with brief remarks.

SENATE RESOLUTION 66

Senator Edwards offered the following resolution:

S.R. 66, Congratulating the Waco Kickers on their North Texas State Soccer Championship Title.

The resolution was read and was adopted viva voce vote.

GUESTS PRESENTED

Senator Edwards introduced the award-winning team, seated in the Gallery. The Senate expressed their congratulations to these young men.

SENATE RESOLUTION 68

Senator Washington offered the following resolution:

S.R. 68, Declaring February 4, 1989, as "National Women of Achievement Day" in Texas.

The resolution was read and was adopted viva voce vote.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was filed with the Secretary of the Senate:

Austin, Texas January 31, 1989

TO THE SENATE AND HOUSE OF REPRESENTATIVES OF THE SEVENTY-FIRST LEGISLATURE, REGULAR SESSION:

Pursuant to Article III, Section 5 of the Texas Constitution, I hereby designate as an emergency matter legislation relating to providing appropriations for operating expenses of the National Research Laboratory Commission in fiscal 1989.

Respectfully submitted,

/s/W. P. Clements, Jr. William P. Clements, Jr. Governor of Texas

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas February 1, 1989

TO THE SENATE OF THE SEVENTY-FIRST LEGISLATURE, REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE A MEMBER OF THE TEXAS DIABETES COUNCIL, FOR A TERM TO EXPIRE FEBRUARY 1, 1991:

Linda Russell 4220 Hawthorne

Dallas, Texas 75219 Ms. Russell is being reappointed.

TO BE A MEMBER OF THE TEXAS BOARD OF LICENSURE FOR NURSING HOME ADMINISTRATORS, FOR A TERM TO EXPIRE JANUARY 31, 1995:

Cindy Russell Brockwell Rt. 5, Box 5171

Boerne, Texas 78006

Ms. Brockwell will be replacing Mrs. Jean Trebert of Dallas whose term expired.

TO BE MEMBER AND CHAIRMAN OF THE LONG-TERM CARE COORDINATING COUNCIL FOR THE ELDERLY, FOR A TERM TO EXPIRE JANUARY 31, 1991:

Mr. Fred Reuben Norton, Jr. 3500B Skyline Blvd. Texarkana, Texas 75503

Mr. Norton is being reappointed.

TO BE MEMBERS OF THE HOME HEALTH SERVICES ADVISORY COUNCIL, FOR TERMS TO EXPIRE JANUARY 31, 1991:

Ms. Annabelle G. Henderson Route 3, Box 360 A1 Cameron, Texas 76520

Ms. Henderson is being reappointed.

Ms. Geraldine Toliver Hester 3514 Tanglewood Drive Bryan, Texas 77801

Ms. Hester is being reappointed.

Respectfully submitted,

/s/W. P. Clements, Jr. William P. Clements, Jr. Governor of Texas

NOTICE OF CONSIDERATION OF NOMINATIONS

Senator Edwards gave notice that he would tomorrow at the conclusion of Morning Call submit to the Senate for consideration nominations to agencies, boards and commissions of the State.

SENATE RESOLUTION 17 ON SECOND READING

On motion of Senator Brooks and by unanimous consent, the regular order of business, Senate Rule 7.14 and Section 5 of Article III of the State Constitution were suspended to take up for consideration at this time:

S.R. 17, Granting the interim study committee of the Task Force on Waste Management Policy permission to retain one staff person through May 29, 1989, to coordinate and complete all its necessary work.

The resolution was read second time and was adopted viva voce vote.

(Senator Montford in Chair)

SENATE BILL 186 ON SECOND READING

On motion of Senator Leedom and by unanimous consent, the regular order of business, Senate Rule 7.14 and Section 5 of Article III of the State Constitution were suspended to take up for consideration at this time on its second reading and passage to engrossment:

S.B. 186, Relating to the filling of a vacancy in the office of judge of a statutory county court.

The bill was read second time and was passed to engrossment viva voce vote.

SENATE BILL 186 ON THIRD READING

Senator Leedom moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that S.B. 186 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 1.

Nays: Washington.

Absent-excused: Lyon, Parker, Santiesteban.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 0.

Absent-excused: Lyon, Parker, Santiesteban.

SENATE BILLS ORDERED NOT PRINTED

On motion of Senator McFarland and by unanimous consent, the following bills were ordered not printed:

S.B. 220

S.B. 221

S.B. 223

GUEST PRESENTED

Senator Truan was recognized and introduced the Honorable Betty Turner, Mayor of Corpus Christi.

Mayor Turner received the welcome of the Senate.

COMMITTEE SUBSTITUTE SENATE BILL 10 ON SECOND READING

On motion of Senator Green and by unanimous consent, the regular order of business, Senate Rule 7.14 and Section 5 of Article III of the State Constitution were suspended to take up for consideration at this time on its second reading and passage to engrossment:

C.S.S.B. 10, Relating to the maintaining and renting of safe deposit boxes by a bank, savings and loan association, hotel, or other private safe deposit company.

The bill was read second time and was passed to engrossment viva voce vote.

(President in Chair)

COMMITTEE SUBSTITUTE SENATE BILL 10 ON THIRD READING

Senator Green moved that the Constitutional Rule and Senate Rule 7.19 requiring bills to be read on three several days be suspended and that C.S.S.B. 10 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 27, Nays 1.

Nays: Washington.

Absent-excused: Lyon, Parker, Santiesteban.

The bill was read third time and was passed by the following vote: Yeas 28, Nays 0.

Absent-excused: Lyon, Parker, Santiesteban.

MEMORIAL RESOLUTIONS

- S.R. 70 By Brooks: In memory of M. C. (Buddy) Bray of Baytown.
- S.R. 71 By Glasgow: In memory of Judge William Augustus Hughes, Jr., of Decatur.
 - S.R. 73 By Montford: In memory of Oscar Graf of Crosbyton.

CONGRATULATORY RESOLUTIONS

- S.C.R. 31 By Brooks: Extending congratulations to Dr. John P. McGovern for his achievements.
- S.R. 69 By Sims: Extending congratulations to the Texas Council on Vocational Education for their noteworthy achievements.
- S.R. 72 By Armbrister: Extending congratulations to Mr. and Mrs. Gonzalo Barrientos, Sr., on their 50th wedding anniversary.

ADJOURNMENT

On motion of Senator Brooks, the Senate at 11:59 a.m. adjourned until 11:00 a.m. tomorrow.

APPENDIX

Filed with Secretary of State (January 31, 1989)

H.C.R. 44

EIGHTH DAY

(Thursday, February 2, 1989)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brooks, Brown, Caperton, Carriker, Dickson, Edwards, Haley, Harris, Johnson, Krier, Leedom, McFarland, Parmer, Ratliff, Santiesteban, Sims, Tejeda, Truan, Uribe, Washington, Whitmire, Zaffirini.

Absent-excused: Glasgow, Green, Henderson, Lyon, Montford, Parker.

A quorum was announced present.

Senate Doorkeeper Jim Morris offered the invocation as follows:

Our Father in Heaven, giver of life and health, give to us the faith and the trust to endure life's trials and remember that in Your Son only do we find our strength and hope. Grant to each the wisdom to both talk and to listen. May we be to others that which would benefit them and be receptive and pleasing to You. In Jesus' name. Amen.

On motion of Senator Brooks and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

LEAVES OF ABSENCE

Senator Green was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Glasgow was granted leave of absence for today on account of important business on motion of Senator Brooks.

Senator Henderson was granted leave of absence for today on account of important business on motion of Senator Harris.